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OFFICE OF PETITIONS

In re Application of
Barry J. Gilhuly, et al.
Application No. 10/088,784
Filed: June 26, 2002
Attorney Docket No. 1400-1072 PC1

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ON PETITION

This is a decision in response to the petition, filed January 29, 2010, to revive the above-identified application under the provisions of 37 CFR 1.137(b).

The petition is **GRANTED**.

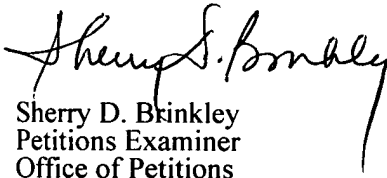
The application became abandoned for failure to reply in a timely manner to the non-final Office action mailed, April 3, 2009, which set a shortened statutory period for reply of three (3) months. No extension of time under the provisions of 37 CFR 1.136(a) was obtained. Accordingly, the application became abandoned on July 4, 2009. A Notice of Abandonment was subsequently mailed on November 12, 2009. On January 29, 2010, the present petition was filed.

The petition satisfies the conditions for revival pursuant to the provisions of 37 CFR 1.137(b) in that petitioner has supplied (1) the reply in the form of an amendment; (2) the petition fee of \$1,620; and (3) an adequate statement of unintentional delay.

It is noted that the address given on the petition differs from the address of record. If appropriate, a change of address should be filed in accordance with MPEP 601.03. A courtesy copy of this decision is being mailed to the address given on the petition; however, the Office will mail all future correspondence solely to the address of record.

The application is being referred to Technology Center AU 2442 for appropriate action by the Examiner in the normal course of business on the amendment received January 29, 2010.

Telephone inquiries concerning this decision should be directed to the undersigned at (571) 272-3204. Inquiries relating to further prosecution should be directed to the Technology Center.


Sherry D. Binkley
Petitions Examiner
Office of Petitions

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